

**REVIEWED****By Larisha Davis at 10:39 am, Jun 26, 2007**

CLOSED, MEDIATION, PATENT, PaperDocuments

**U.S. District Court  
District of Delaware (Wilmington)  
CIVIL DOCKET FOR CASE #: 1:04-cv-01522-GMS  
Internal Use Only**

Ventana Medical Inc. v. Dakocytomation CA  
Assigned to: Honorable Gregory M. Sleet  
Demand: \$0  
Cause: 35:271 Patent Infringement

Date Filed: 12/15/2004  
Date Terminated: 05/30/2006  
Jury Demand: Plaintiff  
Nature of Suit: 830 Patent  
Jurisdiction: Federal Question

**Plaintiff****Ventana Medical Systems Inc.**

represented by **Richard H. Morse**  
Young, Conaway, Stargatt & Taylor  
The Brandywine Building  
1000 West Street, 17th Floor  
P.O. Box 391  
Wilmington, DE 19899-0391  
(302) 571-6600  
Email: rmorse@ycst.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew R. Reed**  
Pro Hac Vice  
Email: mreed@wsgr.com  
*ATTORNEY TO BE NOTICED*

**Roger Chin**  
Pro Hac Vice  
Email: rchin@wsgr.com  
*ATTORNEY TO BE NOTICED*

V.

**Defendant****Dakocytomation California Inc.**

represented by **James Michael Lennon**  
Womble Carlyle Sandridge & Rice, PLLC  
222 Delaware Avenue, Suite 1500  
Wilmington, DE 19801  
Email: jlennon@wCSR.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Timothy Devlin**  
Fish & Richardson, P.C.  
919 N. Market Street, Suite 1100  
P.O. Box 1114  
Wilmington, DE 19899-1114  
(302) 652-5070  
Email: tdevlin@fr.com  
*TERMINATED: 02/28/2006*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**David A. Simons**  
Pro Hac Vice  
Email: [dsimons@klng.com](mailto:dsimons@klng.com)  
*ATTORNEY TO BE NOTICED*

**Francis DiGiovanni**  
Connolly, Bove, Lodge & Hutz  
The Nemours Building  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, DE 19899  
(302) 658-9141  
Email: [fdigiovanni@cblh.com](mailto:fdigiovanni@cblh.com)  
*ATTORNEY TO BE NOTICED*

**Michael Zeliger**  
Pro Hac Vice  
Email: [mzeliger@klng.com](mailto:mzeliger@klng.com)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/15/2004	1	COMPLAINT filed. Magistrate Consent Notice to Pltf. FILING FEE \$ 150.00 RECEIPT # 137353 (els) (Entered: 12/17/2004)
12/15/2004		DEMAND for jury trial by Ventana Medical Inc. (els) (Entered: 12/17/2004)
12/15/2004		SUMMONS(ES) issued for Dakocytomation CA (els) (Entered: 12/17/2004)
12/15/2004	2	Disclosure Statement pursuant to Rule 7.1 by Ventana Medical Inc. (els) (Entered: 12/17/2004)
12/15/2004	3	Report to Commissioner of Patents and Trademarks. Exit original. Re: 6,827,901 B2 (els) (Entered: 12/17/2004)
12/16/2004	4	RETURN OF SERVICE executed as to Dakocytomation CA 12/16/04 Answer due on 1/5/05 for Dakocytomation CA (dab) (Entered: 12/20/2004)
12/22/2004	5	CASE assigned to Judge Gregory M. Sleet . Notice to all parties. (rjb) (Entered: 12/22/2004)
01/04/2005	6	STIPULATION with proposed order to Extend Time to 1/19/05 for the Defendant to file an answer to the complaint (asw) (Entered: 01/05/2005)
01/07/2005	7	MOTION by Ventana Medical Inc. with Proposed Order for Ron E. Shulman, Esq. and Roger J. Chin, Esq. to Appear Pro Hac Vice (asw) (Entered: 01/07/2005)
01/07/2005		So Ordered granting [6-1] stipulation to extend the time for Defendant to answer, plead, or otherwise respond to the complaint to and including 1/19/05. ( signed by Judge Gregory M. Sleet ) Notice to all parties. (mmm) (Entered: 01/10/2005)
01/10/2005		(Court only) **Added for Dakocytomation CA attorney Timothy Devlin (mmm) (Entered: 01/10/2005)
01/10/2005		So Ordered granting [7-1] motion for Ron E. Shulman, Esq. and Roger J. Chin, Esq. to Appear Pro Hac Vice ( signed by Judge Gregory M. Sleet ) Notice to all parties. (mmm) (Entered: 01/11/2005)
01/11/2005	8	MOTION by Dakocytomation CA with Proposed Order for Michael Zeliger, Esq. to Appear Pro Hac Vice (asw) (Entered: 01/12/2005)
01/13/2005		So Ordered granting [8-1] motion for Michael Zeliger, Esq. to Appear Pro Hac Vice

01/30/2006	69	NOTICE OF SERVICE of Defendant's First Supplemental Responses to Plaintiff's First Set of Interrogatories by Dakocytomation California Inc..(Devlin, Timothy) (Entered: 01/30/2006)
02/01/2006	70	NOTICE OF SERVICE of Expert Report of Andre Sharon, Ph.D. by Ventana Medical Systems Inc..(Morse, Richard) (Entered: 02/01/2006)
02/01/2006	71	NOTICE OF SERVICE of Expert Report of Dr. William L. Manion by Dakocytomation California Inc..(Devlin, Timothy) (Entered: 02/01/2006)
02/09/2006	72	Letter to The Honorable Gregory M. Sleet from Richard H. Morse-FILED UNDER SEAL regarding Plaintiff's request for permission to file a motion for partial summary judgment. (Morse, Richard) (Entered: 02/09/2006)
02/09/2006	73	Letter to The Honorable Gregory M. Sleet from Timothy Devlin regarding Permission to Move for Summary Judgment of Noninfringement FILED UNDER SEAL. (Devlin, Timothy) (Entered: 02/09/2006)
02/16/2006	74	REDACTED VERSION of 72 Letter to the Honorable Gregory M. Sleet regarding Plaintiff's request for permission to file a partial motion for summary judgment by Ventana Medical Systems Inc.. (Morse, Richard) (Entered: 02/16/2006)
02/16/2006	75	REDACTED VERSION of 73 Letter by Dakocytomation California Inc.. (Devlin, Timothy) (Entered: 02/16/2006)
02/16/2006	76	Letter to The Honorable Gregory M. Sleet from Richard H. Morse regarding Response to Defendant's February 9, 2006 letter requesting permission to file a motion for summary judgment - re 73 Letter. (Morse, Richard) (Entered: 02/16/2006)
02/16/2006	77	Letter to The Honorable Gregory M. Sleet from Timothy Devlin regarding Answering letter brief in response to Ventana's February 9, 2006 letter requesting permission to file a motion for partial summary judgment FILED UNDER SEAL - re 72 Letter. (Devlin, Timothy) (Entered: 02/16/2006)
02/23/2006	78	Letter to The Honorable Gregory M. Sleet from Richard H. Morse regarding Reply to defendant's answering letter of February 16, 2006 and in further support of plaintiff's request for permission to file a motion for partial summary judgment-FILED UNDER SEAL - re 77 Letter, 72 Letter. (Morse, Richard) (Entered: 02/23/2006)
02/23/2006	79	REDACTED VERSION of 76 Letter regarding Response to Defendant's February 9, 2006 letter requesting permission to file a motion for summary judgment by Ventana Medical Systems Inc.. (Morse, Richard) (Entered: 02/23/2006)
02/23/2006	80	Letter to The Honorable Gregory M. Sleet from Timothy Devlin regarding reply on permission to file a motion for summary judgment of noninfringement - re 76 Letter. (Devlin, Timothy) (Entered: 02/23/2006)
02/24/2006	81	REDACTED VERSION of 77 Letter, by Dakocytomation California Inc.. (Devlin, Timothy) (Entered: 02/24/2006)
02/28/2006	82	NOTICE OF SUBSTITUTION OF COUNSEL re Dakocytomation California Inc.: Entry of appearance of attorney James Michael Lennon. Attorney Timothy Devlin terminated. (Lennon, James) (Entered: 02/28/2006)
02/28/2006	83	NOTICE of Change of Address by James Michael Lennon (Lennon, James) (Entered: 02/28/2006)
02/28/2006		(Court only) *** Attorney Timothy Devlin terminated. (rbe, ) (Entered: 02/28/2006)
02/28/2006		Remark: Per phone call to Help Desk from counsel for defendant Dakocytomation CA, attorney Francis DiGiovanni added to the docket, and attorney Timothy Devlin terminated, per D.I. 82. (rbe, ) (Entered: 02/28/2006)
03/01/2006		NOTICE OF SERVICE of Expert Report of Dr. Ari Glezer by Dakocytomation